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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Examiner: SAUCIER, Sandra E.
)	
BRONSHTEIN, Victor)	Group Art Unit: 1651
)	
Serial No.: 09/254,563)	Docket No.: UPTINC.015A
)	
Filed: March 05, 1999)	Date Mailed: March _20_, 2006

For: **"SHELF PRESERVATION OF CELLS, TISSUES, ORGANS AND ORGANISMS BY VITRIFICATION"**

RESPONSE UNDER 37 C.F.R. § 1.121

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

This is a response to the final Office Action dated December 22, 2005 and having the statutory three month period for response set to expire on March 22, 2006. Reexamination and reconsideration in light of the following amendments and remarks is respectfully requested. Present response under 37 C.F.R. § 1.121 is filed in a timely manner prior to expiration of statutory three month period for response, hence no extension fees are believed to be necessary.

REMARKS

Rejections of the Claims under 35 U.S.C. § 112, first paragraph

Claims 1, 4-10, 12-16, 25 and 26 have been rejected under 35 U.S.C. § 112, first paragraph, for allegedly containing subject matter which was non described in the